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Attorneys for Defendant
 SONOMA CHEESE FACTORY, LLC and
 L. PETER VIVIANI

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

SONOMA FOODS, INC., a California
 corporation,
 Plaintiff,

v.

SONOMA CHEESE FACTORY, LLC, a
 California limited liability company,
 Defendant.

Case No. 3:07-CV-00554 (JSW)

**STIPULATION AND ~~[PROPOSED]~~ ORDER
 FOR INTERVENTION OF PETER VIVIANI**

SONOMA CHEESE FACTORY, LLC, a
 California corporation; and L. PETER
 VIVIANI, an individual,

Counterclaimants,

v.

SONOMA FOODS, INC., a California
 limited liability company,
 Counterdefendant.

Hon. Judge Jeffrey S. White
 U.S. District Judge

1 The parties, by and through their counsel of record, submit that good cause exists for the
2 following stipulation and accordingly stipulate as follows:

3 1. L. PETER VIVIANI ("Peter") is the owner of SONOMA CHEESE FACTORY, LLC
4 ("Cheese Factory"), the defendant and counterclaimant in this action.

5 2. Cheese Factory plans to file compulsory counterclaims that concern Peter's rights.
6 There is substantial risk that this litigation will impair those rights.

7 3. Peter's rights cannot be protected by Cheese Factory because the rights are solely
8 owned by Peter.

9 4. Therefore, Peter will Intervene under Rule 24(a)(2) as a counterclaimant to this action.

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11 Dated: March 7, 2007

By: /s/ Curtis J. Morris
Curtis J. Morris, Esq.
LAW OFFICES OF CURTIS J. MORRIS

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14 By: /s/ Xavier A.M. Lavoipierre
Xavier A.M. Lavoipierre, Esq.
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16 By: /s/ On Lu
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20 Attorneys for Counterclaimants
SONOMA CHEESE FACTORY, LLC; and
21 L. PETER VIVIANI
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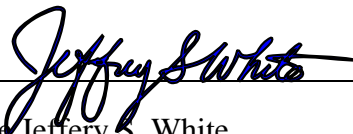
1 Dated: March 7, 2007

By: /s/ Kathryn J. Allen
Robert W. Shapiro, Esq.
Kathryn J. Allen, Esq.
SHAPIRO BUCHMAN PROVINE & PATTON LLP

Attorneys for Plaintiff
SONOMA INC.

9 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED.**

11 Dated: March 13, 2007


Judge Jeffery S. White
United States District Court Judge
Northern District of California

ATTESTATION OF ELECTRONIC FILING

As the attorney e-filing this document, I hereby attest that Curtis J. Morris, Xavier A.M. Lavoipierre, Daniel S. Mount, and Kathryn J. Allen have all concurred in this filing.

Dated: March 8, 2007

By: /s/ On Lu

On Lu, Esq.
MOUNT & STOELKER, P.C.